

# **Deficiency Progress Report- Update 1**

Received July 8, 2009

To complete the evaluation process, Cal/EPA requires the CUPAs to submit Deficiency Progress Reports that explain the CUPA's progress towards correcting the identified deficiencies. Deficiency Progress Reports are due every 90 days after the evaluation date until all deficiencies have been corrected.

**CUPA:** Monterey County Health Department

**Evaluation Date:** April 8 & 9, 2009

**Evaluators:**

Cal/EPA: Mary Wren-Wilson and John Paine

SWRCB: Terry Snyder

Cal/EMA: Fred Mehr

OFSM: Francis Mateo

**Date Update 1 submitted: July 8, 2009**

**Deficiencies corrected with update 1: 1, 2**

**Deficiency 1:** The CUPA has not met the mandated inspection frequency for underground storage tank (UST) facility compliance inspections during the last year.

**Preliminary Corrective Action(s):** This deficiency is considered corrected at this time due to the CUPA's current inspection rate and the hiring, training, and certification of three new inspectors.

**Deficiency 2:** Some of the CUPA's reviewed UST facility files did not contain Designated Operator/Owner Understanding and Compliance statements or they were not current.

**Preliminary Corrective Action(s):** The CUPA by April 9, 2010 will review UST files for the required statements and will request these to be submitted during the annual inspections from the UST owner/operators as necessary.

**CUPA Corrective Action, (Update 1):** The CUPA immediately instituted a policy for UST inspectors that they are to obtain the necessary Designated Operator/Owner Understanding and Compliance statements when they perform an annual monitoring certification and/or annual UST facility inspection. In addition, required Designated Operator forms will be sent to all UST facilities during the annual mailing in November 2009, with directions for them to be completed and returned. Therefore, by April 9, 2010, all registered UST facility files will include the required Designated Operator statement.

**SWRCB Response:** The SWRCB appreciates the CUPA's efforts in correcting this deficiency. This deficiency is considered corrected.

**Deficiency 3:** The CUPA's UST facility files reviewed did not contain monitoring or response plans or they were not current.

**Preliminary Corrective Action(s):** The CUPA will request monitoring and response plans to be submitted during the annual inspections from the UST owner/operators as necessary.

By April 9, 2010, all UST facility files will contain approved monitoring and response plans. Also the CUPA should update its files with the new Forms A (Facility Information), B (Tank Information), and D (Monitoring) which contain new fields of information from the old forms. This was part of the new Title 27 regulations adopted last year.

**CUPA Corrective Action, (Update 1):** The CUPA immediately instituted a policy for UST inspectors that they are to obtain the necessary monitoring or response plans when they perform an annual monitoring certification and/or annual UST facility inspection, and they are also to obtain new Forms A, B and D if necessary. In addition, monitoring and response plans, and required A, B and D forms will be sent to all UST facilities during the annual mailing in November 2009, with directions for them to be completed and returned. Therefore, by April 9, 2010, all registered UST facility files will include the required monitoring or response plans, and the new Forms A, B and D.

**SWRCB Response:** The SWRCB appreciates the CUPA's efforts in correcting this deficiency. The SWRCB requests that a copy of the annual mailing be sent to them (by email ok) to confirm the proper forms have been sent. Once the mailed forms have been confirmed, the SWRCB will consider this deficiency corrected.